

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:

- **Business Report**
- **Roll Call - Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
 - ***Petitions if any.**
 - ***Any and all material handed end after the meeting ends.**

**The original is on file at the
Montana Historical Society
and may be viewed there.**

**Montana Historical Society
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BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION**

HOUSE FISH, WILDLIFE AND PARKS COMMITTEE

Date: Thursday, March 14, 2013

Place: Capitol

Time: 3:00 PM

Room: 152

BILLS and RESOLUTIONS HEARD:

SB 197 - Create apprentice hunter certificate

SB 328 - Exempt law enforcement and military personnel from hunter safety training

EXECUTIVE ACTION TAKEN:

HB 298

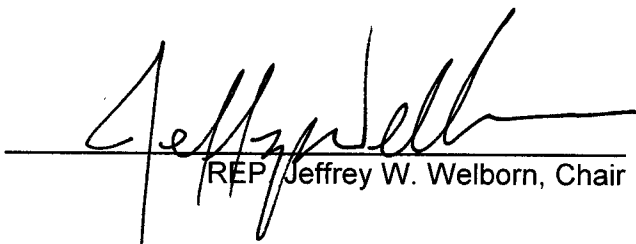
SB 83

SB 249

SB 341

SB 328

Comments:



REP Jeffrey W. Welborn, Chair

HOUSE OF REPRESENTATIVES
Roll Call
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
REP. DOUG KARY, VICE CHAIR	X	
REP. FRANKE WILMER, VICE CHAIR	X	
REP. GORDON VANCE		X
REP. CARLIE BOLAND	X	
REP. PAT CONNELL	X	
REP. JP POMNICHOWSKI	X	
REP. EDWARD GREEF	X	
REP. VIRGINIA COURT	X	
REP. KERRY WHITE	X	
REP. BRIDGET SMITH		X
REP. WENDY WARBURTON	X	
REP. ALAN DOANE		X
REP. ED LIESER	X	
REP. KELLY FLYNN	X	
REP. TOM JACOBSON	X	
REP. BRIAN HOVEN	X	
REP. JEAN PRICE	X	
REP. KIRK WAGONER	X	
REP. RAY SHAW		X
REP. TED WASHBURN	X	
REP. JEFFERY WELBORN, CHAIR	X	



HOUSE STANDING COMMITTEE REPORT

March 14, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **House Bill 298** (first reading copy -- white) **do pass as amended.**

Signed: _____

Representative Jeffrey W. Welborn, Chair

And, that such amendments read:

1. Page 2, line 14.

Following: "organizations,"

Insert: "hunters,"

2. Page 2, line 21.

Strike: "environmental" through "completing"

Insert: "legislative branch for use by the environmental quality council to complete"

- END -

Committee Vote:

Yes 21, No 0

Fiscal Note Required ☐

HB0298001SC.hjk

DC 3.15.13
10:30



HOUSE STANDING COMMITTEE REPORT

March 14, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Fish, Wildlife and Parks** recommend that **Senate Bill 249** (third reading copy -- blue) **be concurred in as amended.**

Signed: _____

Representative Jeffrey W. Welborn, Chair

To be carried by Representative Kerry White

And, that such amendments read:

1. Page 2, line 11.

Following: "ACTIVELY"

Strike: "SEEK ADVICE, INFORMATION, AND GUIDANCE FROM"

Insert: "provide information to"

Strike: "IN ALL"

Insert: "regarding proposed policy decisions on"

2. Page 2, line 13.

Following: "LANDS"

Insert: "and to seek information and advice from counties or tribal governments on these matters"

- END -

Committee Vote:

Yes 12, No 9

Fiscal Note Required ☐

SB0249002SC15255.hjk

R 3.15.13
10:30

BILL TABLED NOTICE

HOUSE FISH, WILDLIFE AND PARKS COMMITTEE

The HOUSE FISH, WILDLIFE AND PARKS COMMITTEE TABLED

SB 83 - Provide mandatory criteria for bighorn sheep transplantation - Sen. Terry Murphy
SB 341 - Establish criteria for transplantation or augmentation of wildlife - Sen. Jennifer Fielder

by motion, on **Thursday, March 14, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

Marissa Stockton
(For the Committee)

DC
(For the Chief Clerk of the House)

10:07 / 3-15
(Time) (Date)

March 14, 2013 (3:13pm)

Marissa Stockton, Secretary

Phone: 444-1864

BILL TABLED NOTICE

HOUSE FISH, WILDLIFE AND PARKS COMMITTEE

The HOUSE FISH, WILDLIFE AND PARKS COMMITTEE TABLED

**SB 328 - Exempt law enforcement and military personnel from hunter safety training -
Sen. Shannon Augare**

by motion, on **Thursday, March 14, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL
STATUS).

Marissa Stockton
(For the Committee)

DC
(For the Chief Clerk of the House)

10:07 3-15
(Time) (Date)

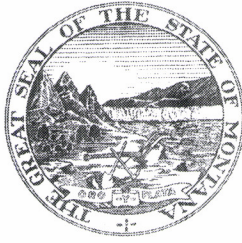
March 15, 2013 (10:03am)

Marissa Stockton, Secretary

Phone: 444-1864

THE MONTANA SENATE

SENATOR SHANNON J. AUGARE
SENATE DISTRICT 8



COMMITTEES:
Judiciary
Agriculture, Livestock, and Irrigation
Local Government
Legislative Administration

March 14, 2013

Representative Jeffrey Welborn
Chairman of Fish, Wildlife, and Parks
Montana House of Representatives

Dear Chairman Welborn and committee members:

While my bill, SB328, enjoyed tremendous support in the Montana Senate, I have been advised by Fish, Wildlife, and Parks that they are able to achieve and implement the goals of my legislation through their administrative rule-making authority.

As such, I respectfully request my bill be tabled.

With great sincerity, I am

A handwritten signature in blue ink, appearing to read "Shannon J. Augare", written over the printed name and title.

Senator Shannon J. Augare
Montana Senate District 8

HOUSE OF REPRESENTATIVES
Roll Call Vote
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013 BILL NO SB 83 MOTION NO. _____
MOTION: SB 83 Be Amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. DOUG KARY, VICE CHAIR	X		
REP. FRANKE WILMER, VICE CHAIR	X		
REP. CARLIE BOLAND		X	
REP. PAT CONNELL	X		
REP. JEAN PRICE	X		
REP. EDWARD GREEF	X		
REP. VIRGINIA COURT	X		
REP. KERRY WHITE	X		
REP. BRIDGET SMITH	X		
REP. WENDY WARBURTON	X		
REP. KELLY FLYNN	X		
REP. ALAN DOANE	X		X
REP. ED LIESER	X		
REP. TOM JACOBSON		X	
REP. BRIAN HOVEN	X		
REP. JP POMNICHOWSKI		X	
REP. KIRK WAGONER	X		
REP. RAY SHAW	X		X
REP. TED WASHBURN	X		
REP. GORDON VANCE	X		X
REP. JEFFERY WELBORN, CHAIR	X		

HOUSE OF REPRESENTATIVES
Roll Call Vote
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013 BILL NO SB 83 MOTION NO. _____
 MOTION: Be concurred in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. DOUG KARY, VICE CHAIR		X	
REP. FRANKE WILMER, VICE CHAIR		X	
REP. CARLIE BOLAND		X	
REP. PAT CONNELL		X	
REP. JEAN PRICE		X	
REP. EDWARD GREEF		X	
REP. VIRGINIA COURT		X	
REP. KERRY WHITE	X		
REP. BRIDGET SMITH		X	
REP. WENDY WARBURTON	X		
REP. KELLY FLYNN	X		
REP. ALAN DOANE	X		X
REP. ED LIESER		X	
REP. TOM JACOBSON		X	
REP. BRIAN HOVEN		X	
REP. JP POMNICHOWSKI		X	
REP. KIRK WAGONER	X		
REP. RAY SHAW	X		X
REP. TED WASHBURN		X	
REP. GORDON VANCE	X		X
REP. JEFFERY WELBORN, CHAIR	X		

HOUSE OF REPRESENTATIVES
Roll Call Vote
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013 BILL NO. HB 298 MOTION NO. _____
 MOTION: HB 298 be amended

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. DOUG KARY, VICE CHAIR		X	
REP. FRANKE WILMER, VICE CHAIR	X		
REP. CARLIE BOLAND	X		
REP. PAT CONNELL	X		
REP. JEAN PRICE	X		
REP. EDWARD GREEF		X	
REP. VIRGINIA COURT	X		
REP. KERRY WHITE		X	
REP. BRIDGET SMITH	X		
REP. WENDY WARBURTON		X	
REP. KELLY FLYNN	X		
REP. ALAN DOANE		X	X
REP. ED LIESER	X		
REP. TOM JACOBSON	X		
REP. BRIAN HOVEN		X	
REP. JP POMNICHOWSKI	X		
REP. KIRK WAGONER		X	
REP. RAY SHAW	X		X
REP. TED WASHBURN	X		
REP. GORDON VANCE		X	X
REP. JEFFERY WELBORN, CHAIR	X		

HOUSE OF REPRESENTATIVES
Roll Call Vote
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013 BILL NO. SB 341 MOTION NO. _____
 MOTION: Be concurred in

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. DOUG KARY, VICE CHAIR		X	
REP. FRANKE WILMER, VICE CHAIR		X	
REP. CARLIE BOLAND		X	
REP. PAT CONNELL		X	
REP. JEAN PRICE		X	
REP. EDWARD GREEF		X	
REP. VIRGINIA COURT		X	
REP. KERRY WHITE	X		
REP. BRIDGET SMITH		X	
REP. WENDY WARBURTON	X		
REP. KELLY FLYNN		X	
REP. ALAN DOANE		X	X
REP. ED LIESER		X	
REP. TOM JACOBSON		X	
REP. BRIAN HOVEN		X	
REP. JP POMNICHOWSKI		X	
REP. KIRK WAGONER		X	
REP. RAY SHAW	X		X
REP. TED WASHBURN		X	
REP. GORDON VANCE	X		X
REP. JEFFERY WELBORN, CHAIR		X	

HOUSE OF REPRESENTATIVES
Roll Call Vote
FISH, WILDLIFE, AND PARKS COMMITTEE

DATE: 3/14/2013 BILL NO SB 249 MOTION NO. _____
 MOTION: Concurr in as amended

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. DOUG KARY, VICE CHAIR	X		
REP. FRANKE WILMER, VICE CHAIR		X	
REP. CARLIE BOLAND		X	
REP. PAT CONNELL	X		
REP. JEAN PRICE		X	
REP. EDWARD GREEF	X		
REP. VIRGINIA COURT		X	
REP. KERRY WHITE	X		
REP. BRIDGET SMITH		X	
REP. WENDY WARBURTON	X		
REP. KELLY FLYNN	X		
REP. ALAN DOANE	X		X
REP. ED LIESER		X	
REP. TOM JACOBSON		X	
REP. BRIAN HOVEN		X	
REP. JP POMNICHOWSKI		X	
REP. KIRK WAGONER	X		
REP. RAY SHAW	X		X
REP. TED WASHBURN	X		
REP. GORDON VANCE	X		X
REP. JEFFERY WELBORN, CHAIR	X		

AUTHORIZED COMMITTEE PROXY

I request to be excused from the _____

Rep. FWP

Committee because of other commitments. I desire to leave my proxy vote with:

Don Key

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

<i>SB 83</i>	<i>X</i>	
<i>Table SB83</i>	<i>X</i>	
<i>HB298</i>	<i>X</i>	
<i>SB 341</i>		<i>X</i>
<i>Table SB341</i>	<i>X</i>	
<i>SB 328 Table</i>	<i>X</i>	
<i>SB 249</i>	<i>X</i>	

<i>SB 008320.AHS</i>	<i>X</i>	
<i>SB 008321.AHS</i>	<i>X</i>	
<i>HB029802.AHS</i>	<i>X</i>	
<i>HB029801A;K</i>		<i>X</i>
<i>SB034105.AHS</i>	<i>X</i>	

Rep. _____

Alan Downey JR
(Signature)

Date _____

3/14/12

Alvin Downey

AUTHORIZED COMMITTEE PROXY

I request to be excused from the FWP

Committee because of other commitments. I desire to leave my proxy vote with:

Doug Kary

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 83	X		SB 008320.AHS	X	
Table SB83	X		SB 008321.AHS	X	
HB 298	X		HB 029802.AHS	X	
			HB 029801.Ajk	X	
SB 341	X		SB 034105.AHS	X	
Table SB341	X				
SB 328 to Table	X				
SB 249	X		SB 024905.AHS	X	

Rep. Ray SHAW by RK (Signature) Date 3/14/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the

FWP

Committee because of other commitments. I desire to leave my proxy vote with:

Doug Kary

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 83	X		SB 008320.AHS	X	
Table SB83	X		SB 008321.AHS	X	
HB 298	X		HB 029802.AHS	X	
			HB 029801.AjK		X
SB 341	X		SB 034105.AHS	X	
Table SB341	X				
SB 328 to Table	X				
SB 249	X		SB 024905.AHS	X	

Rep

(Signature)

Gordon Vance

Date

3/14/13

MONTANA House of Representatives
Visitors Register
HOUSE FISH, WILDLIFE AND PARKS COMMITTEE

Thursday, March 14, 2013

SB 197 - Create apprentice hunter certificate

Sponsor: Sen. Scott Boulanger

PLEASE PRINT

Name	Representing	Support	Oppose	Info
John Quatman	MSA		X	
John Borggren	MSD/MSA		X	
Ayden Fastbender	self	X		
Michael J. Fastbender	SELF	✓		
James Bouma	self	✓		
Elise Bouma	self	✓		
Roger Lloyd	self		X	
Gay Rainville	self		X	
George Golie	MWF		X	
Frederick L Cyr	Self	X		
John A Farley	Rawl City Fish + Wildlife Assn - self		X	
Abraham Ashmuthson		X		
Jason Ellsworth	Self	X		
Rob Sexton				X
Andrew McKean	self	X		
Ellis McKean	self	X		
Jon Wemple	SCI	X		
JANA Waller	Self	X		
Dign Kinser	Self	X		
Paul Ellis	Self	X		
Heidi Roedel	self	X #		
KURT BUSHNELL	SELF		X	
MAC MINARD	MOGA			

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

PAUL C FIELDER

SELF

X
X

MONTANA House of Representatives Visitors Register

Thursday, March 14, 2013

SB 197 - Create apprentice hunter certificate

Sponsor: Sen. Scott Boulanger

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives Visitors Register

Thursday, March 14, 2013

SB 328 - Exempt law enforcement and military personnel from hunter safety training

Sponsor: Sen. Shannon Augare

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.



ADDITIONAL DOCUMENTS

Chairman Welborn and Members of the Committee

My name is Jerry Davis with the Montana Bowhunters Association.

MBA opposes SB 341 on several grounds. We will just mention a few.

The provisions in this bill require environmental reviews of all transplantation and or introduction of a species. This provision is redundant to MEPA requirements. Agencies are already required to "consider the effects of a pending decision." All state agencies are required to "ensure that the public is informed of and participates in the decision making process." MEPA already gives clear and concise direction to FWP as to what actions they must take to comply with MEPA if they are to introduce or transplant a species to a new location. Neither introduction nor transplantation of a species would be exempt from MEPA.

This bill does nothing to enhance MEPA requirements.

SB 341 also appears to violate private property rights. Provisions in this bill do not allow transplantation or introduction of a species by FWP if the land is not predominately publicly owned.

What about those landowners who want those species transplanted or introduced on their lands? This provision restricts stocking of private fish ponds, pheasant releases on private lands, and much more.

SB 314 requires an environmental review on all augmentations of species that have established populations. If these populations were due to introductions or transplants an environmental review was already completed under MEPA.

Often augmentation of an existing population is needed to preclude the loss of that population. Reasons may be disease, predation, drought, flooding or other environmental impacts. FWP has a responsibility to the Montana public to make every effort to maintain those populations.

With the added burden of requiring an environmental review for every augmentation of fish, birds, big game, and etc., FWP anticipates a cost of over ½ million dollars in 2014 alone. These expenditures would serve no useful purpose to the Citizens of Montana.

This bill seeks to penalize the Citizens of Montana for some alleged administrative blunders on FWP's part. Please do not punish the sportsmen and women of Montana for FWP mistakes.

Please vote "Do Not Pass" for SB 314.

Jerry Davis MBA Representative